IN THE HIGH COURT OF BOMBAY AT GOA

Misc. Civil Application No. 453 of 2005
in
STAMP NUMBER MAIN NO.776 OF 2005

The New India Assurance Co. Ltd.,
rep. By Smt. Neera Saxena ..... Appellant.

V/s.

Smt. Kavita Gauns Dessai and 4 others. ..... Respondents.

Mr. P. K. Gude, Advocate for the appellant.

Mr. S. Bhembre, Advocate for respondents No.1 to 3.

CORAM : SMT. RANJANA P. DEESAI &
N.A. BRITTO, JJ.

DATE : 19TH JUNE, 2006.

P.C.

This civil application is filed by the appellant for condonation of delay of 46 days in filing the instant first appeal. By a separate order passed today, we have granted the prayer made by the appellant that respondents 2 and 3 be continued to be represented by respondent 1 as their natural guardian in the present codonation of delay application and the appeal. Thus, respondents 2 and 3 are now represented by their natural guardian, respondent 1. Notice issued by this Court has been served on respondent 1 and respondents 4 and 5. Since respondents 2 and 3 are now represented

by their natural guardian, respondent 1, service of notice on respondent 1 will also amount to service of notice on respondents 2 and 3. Today, Shri S. Bhembre is representing respondents 1, 2 and 3. Respondents 4 and 5 have been served. However, they are not present, neither have they chosen to engage any lawyer.

2. We have heard the learned Counsel for the appellant and the learned Counsel for respondents 1, 2 and 3. For the reasons stated in the civil application, the delay is condoned. Civil Application is disposed of.

SMT. RANJANA DESAI, J.

N.A. BRITTO, J.

ssm.